

**Memorandum of Understanding
Between the U.S. Department of Energy (DOE) and
The State of Florida, Department of Financial Services, Division of Workers'
Compensation**

1. PURPOSE

The U.S. Department of Energy (hereinafter "DOE") and the State of Florida, Department of Financial Services, Division of Workers' Compensation (hereinafter "Division") enter into this memorandum of understanding (MOU) to facilitate coordination and cooperation between the parties under Subtitle D of the Energy Employees Occupational Illness Compensation Program Act of 2000 (Act) (Pub.L.#106-398).

2. AGREEMENT AND UNDERSTANDING BETWEEN DOE AND THE DIVISION

The parties enter into this MOU to facilitate operation of the DOE contractor employee assistance program, established pursuant to Subtitle D of the Act, under which DOE may assist former or current contractor employees in filing claims under the State's workers' compensation system.

- A. Pursuant to Subtitle D, and in accordance with process set forth in 10 CFR Part 852, DOE will provide assistance to DOE contractor employees in filing claims under the State of Florida's workers' compensation system for an illness caused by exposure to a toxic substance at a DOE facility.
- B. A positive determination on causality by a Physician Panel under Subtitle D, Part 852 will have no effect on the State's workers' compensation proceedings, the conditions for compensation, or the rights and obligations of the participants in the proceeding; provided, however, that, consistent with Subtitle D, such a determination will require DOE and may require a DOE contractor not to contest an applicant's workers' compensation claim.

3. AREAS OF COOPERATION

- A. DOE agrees to promptly notify the Division's designated representative of claims that DOE has accepted as DOE work-related illnesses caused by exposure to toxic substances, in response to a request for such information by the Division.
- B. Upon request by DOE, the Division agrees to provide, in a timely manner, information in the Division's possession concerning the status or outcome of a workers' compensation claim filed with the Division regarding a DOE contractor employee or the employee's estate.
- C. Participation in this MOU does not constitute concurrence with DOE's position on causality.

4. IMPLEMENTATION

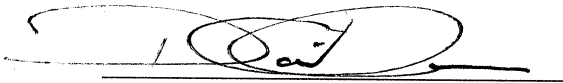
The DOE office responsible for implementation of this MOU is the Office of Worker Advocacy within the Office of Environment, Safety and Health. The State official responsible for the implementation of this MOU is the Director of the Division, or the Director's designee.

5. AMENDMENT AND TERMINATION

This MOU may be amended or modified upon written agreement by both parties, and may be terminated upon (90) days written notice by either party.

6. EFFECTIVE DATE

This MOU is effective when signed by both parties.

A handwritten signature in black ink, appearing to read "D. Q. [unclear]", written over a horizontal line.

Acting Under Secretary
Energy, Science and Environment
U.S. Department of Energy

A handwritten signature in black ink, appearing to read "D. S. [unclear]", followed by the date "6/25/04", written over a horizontal line.

Director
Division of Workers' Compensation
State of Florida Department of
Financial Services

Dated: _____